

RESOLUTION NO 2008- 10

**A RESOLUTION OF THE COCONINO COUNTY BOARD OF SUPERVISORS
ESTABLISHING A "WARRANT FEE" OF \$75.00 ON DEFENDANTS WHOSE
ARREST IS COMMANDED BY A BENCH WARRANT. .**

WHEREAS, the Coconino County Board of Supervisors encourages county departments and the Superior Court of Arizona in Coconino County to pursue alternative revenue in lieu of increasing taxation; and

WHEREAS, the citizens of Coconino County, county departments, the Superior Court of Arizona in Coconino County and the Coconino County Board of Supervisors directly benefit from the use of alternative revenue sources that support the continued development and enhancement of court services; and

WHEREAS, A.R.S. section 11-251.08 and the opinion rendered by the State of Arizona Attorney General I95-18 (R94-63) *Court Fees and Surcharges* (December 19, 1995), authorizes the Coconino County Board of Supervisors to "establish fees and surcharges for court services that the county provides"; and

BE IT RESOLVED, that the Coconino County Board of Supervisors authorizes the establishment of the Warrant Fee of \$75.

BE IT RESOLVED, that the Coconino County Board of Supervisors authorizes that the Warrant Fee will be assessed on defendants whose arrest is commanded by a bench warrant for, 1) their failure to appear in court as required; or 2) their failure to pay outstanding fines and fees.

BE IT RESOLVED, that the funds will be deposited by the Clerk of Superior Court in a special revenue fund entitled "Court Enhancement Fund" to be disbursed upon a joint request from the Presiding Judge and Clerk of Superior Court to the Board of Supervisors.

BE IT RESOLVED, that the Clerk of the Superior Court is authorized to collect the Warrant Fee on all defendants whose arrest is commanded by a bench warrant for, 1) their failure to appear in court as required; or 2) their failure to pay outstanding fines and fees. All such monies collected shall be transmitted to the county treasurer for deposit in the local Court Enhancement Fund.

BE IT RESOLVED, that the Presiding Judge of Superior Court and the Clerk of Superior Court are required to jointly approve all expenditures from the Court Enhancement Fund. Monies collected in the fund are needed to support and enhance all aspects of case and document management, and to offset the administrative and judicial costs incurred to issue and process a bench warrant.

BE IT RESOLVED, that the Presiding Judge of Superior Court and the Clerk of Superior Court shall submit a written plan no less than once a year depicting how funds will be used for the following fiscal year.

Adopted by the Coconino County Board of Supervisors the 5th day of February, 2008.


COCONINO COUNTY BOARD OF SUPERVISORS


Deb Hill, Chairman

ATTEST: Clerk of the Board


Clerk

Approved as to Form: County Attorney


Deputy County Attorney